

JK LAKSHMIPAT UNIVERSITY, JAIPUR
INSTITUTE OF MANAGEMENT

End Term Examination, December 2023
B.B.A. Semester V, 2021-24

Roll No.....

LS1102:
LEGAL ASPECTS OF BUSINESS

Time: 2.5 hours

Max. Marks: 40

Instructions to students:

1. Answer any 4 questions.
2. Do not write anything other than your roll number on question paper.
3. In case of any doubts/ambiguity in understanding the questions, mention the same in the answers sheet while attempting the questions.

Q. 1 Answer the following Questions:

Marks
2.5x4=10.0
(LO4)

1. A husband agrees to pay to his wife a certain amount as maintenance every month while he is abroad. Husband fails to pay the promised amount. Wife sues him for recovery of the amount. Can she recover the money?
2. An auctioneer advertised in a newspaper that a sale of office furniture would be held on a certain date. A person, with the intention to buy furniture, came from a distant place for the auction but the auction was cancelled. Can he file a suit against the auctioneer for his loss of time and expenses?
3. A coolie in uniform picks up the luggage of A to be carried out of the railway station without being asked by A and A allows him to do so. Is A liable to pay to the Coolie?
4. A and his wife booked a room in a hotel, and paid rent in advance; when they entered into the room, they found a notice exempting the proprietor of hotel from the liability for loss or theft of articles of clients staying therein. Due to negligence of hotel staff, their articles were stolen. A filed a suit on the proprietor for compensation of damages. Can A recover the damages from the hotel proprietor?

Q. 2. Answer the following Questions:

Marks
2.5x4=10.0
(LO4)

1. A applied for the headmastership of a school. He was selected by the appointing authority at the school but the decision was not communicated to him. However, one of the members in his individual capacity informed him about the selection. Subsequently, the appointing authority cancelled its decision. Can A sue the School authority for breach of contract?
2. Amar promised to marry no one else except Ms. Bina and in case he does not marry her he would pay her a sum of Rs. 10,00,000. Amar married someone else; Bina sued Amar for the recovery of the sum.

Can Bina recover the sum promised to her?

3. Amit promises to procure an employment for Bimal in a government department, and Bimal promises to pay Rs. 5,00,000 to Amit for the same. Amit gets the said job for Bimal. However, Bimal refuses to pay the promised money to Amit who files a suit in the court of law to recover Rs. 5,00,000 from Bimal. Will Amit succeed?
4. A bets with B and loses. A applies to C for a loan in order to pay B. C gives the loan to A to enable him to pay B. In this case C can recover loan from A?

Q. 3 Briefly highlight the important aspects of the following Case Judgements:

Marks
2x5=10.0
(LO1, 2)

1. Balfour vs Balfour (1919)
2. Rose and Frank vs J. R. Crompton & Bros (1923)
3. Harris vs Nickerson (1973)
4. Banwarilal vs Sukhedarshan Dayal (1973)
5. Carilic vs Cabolic Smoke Ball Co. (1893)

Q. 4 Explain the following Powers/Jurisdiction of the Honorable Supreme Court of India

Marks
2x5=10.0
(LO1, 2)

1. Prohibition
2. Mandamus
3. Original Jurisdiction
4. Appellate Jurisdiction: Civil Matters
5. Appellate Jurisdiction: Constitutional Matters

Q. 5.1 Discuss the Duties of Promoter of a Company as per the Indian Companies Act 2013

Marks
5.0
(LO3)

Q. 5.2 Enumerate various restrictions placed on One Person Company as per the Indian Companies Act, 2013

Marks
5.0
(LO3)

Q. 6.1 Highlight various Consumer Rights as accorded in the Consumer Protection Act 2019

Marks
5.0
(LO5)

Q. 6.2 Where the District Consumer Disputes Redressal Commission is satisfied that the goods complained against suffer from any of the defects or that any of the allegations contained in the complaint about the services or any unfair trade practices, or claims for compensation under product liability are proved; What all measures/orders can be passed by the District Consumer Disputes Redressal Commission?

Marks
5.0
(LO5)